

JUN 06 2019



IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA

RICK WARREN  
COURT CLERK  
51 *Shirley J. Smith*

IN RE: DETENTION OF YOUTHFUL  
OFFENDERS IN THE OKLAHOMA  
COUNTY JUVENILE DETENTION  
CENTER

)  
) No.  
)  
)

**A07-2019-18**

**ADMINISTRATIVE ORDER**  
(Amending AD7-2006-17)

The prior Administrative Order on this topic (i.e., AD7-2006-17), stated, in part, as follows: “[p]ursuant to 10 O.S. § 7306-204 [the predecessor to 10A O.S. § 2-5-204F], a person subject to the provisions of Youthful Offender Act may be detained in either the Oklahoma County Jail, if detained separately by sight and sound from the adult population, or at the Oklahoma County Juvenile Detention Center.” Section 2-5-204F has not been changed by the Legislature in any substantive manner since 2006.

Pursuant to 10A O.S. § 2-5-205, a person under the age of 18 and over the age of 13 who is charged with the crime of Murder in the First Degree shall be housed in the Oklahoma County Jail.

The current practice in Oklahoma County for the detention of all persons subject to the Youthful Offender Act, 10A O.S. § 2-5-206, is as follows: said persons shall be initially housed at the Oklahoma County Jail, where an initial assessment shall be performed by the Intake Unit of the Oklahoma County Juvenile Bureau, as approved by the Director of the Oklahoma County Juvenile Bureau. This assessment shall be utilized to initially determine whether the youth may be housed in the Oklahoma County Juvenile Detention Center, including whether such person is a security risk or exhibits behavior that would be disruptive to the orderly routine of the Oklahoma County Juvenile Detention Center. The initial assessment shall further include the following:

1. Age;
2. Nature and circumstances of the charges;
3. History of delinquency;
4. Relative ability of the available adult and juvenile facilities to both meet the needs of the individual and to protect the public and other youth in their custody;
5. Complete the Patient Health Questionnaire Modified for Teens Assessment (PHQ-A);
6. Administer the SLOSSON oral reading test;
7. Conduct an intake interview to obtain social history; and
8. Determine whether a bed is available to house the person, separate from the juvenile delinquent population.

The initial assessment shall be completed within three (3) business days of notification that a person subject to the Youthful Offender Act has been housed at the Oklahoma County Jail, exclusive of weekends and holidays. The Director of the Oklahoma County Juvenile Bureau may determine that qualifying circumstances require an additional business day for completion. Such qualifying circumstances shall include a staff shortage and/or facility emergency.

Upon admission to the Oklahoma County Juvenile Detention Center, he/she shall be required to successfully complete a five (5) day orientation period to further assess suitability. During the orientation period, the parent/guardian will be contacted and provided a Notice of Protected Health Information (PHI), Right to Privacy Notice and Acknowledgement of Legal Rights under Health Insurance Portability and Accountability Act (HIPAA), and Detention Guide, which outlines the requirements concerning visitation and medications.

During the period while any person subject to the Youthful Offender Act is detained at the Oklahoma County Juvenile Detention Center he/she shall be detained in an area separated from the juvenile delinquent population.

Any such person who is housed in the Oklahoma County Juvenile Detention Center shall immediately be transferred to the Oklahoma County Jail in the event the Director of the Oklahoma County Juvenile Bureau: (a) determines at any time that the balance of the above factors points in favor of detaining the youth in the Oklahoma County Jail, or (b) determines at any time that such person is a security risk or exhibits behavior that is disruptive to the orderly routine of the Oklahoma County Juvenile Detention Center. The Oklahoma County Sheriff's Office shall not refuse to transport or transfer such person to the Oklahoma County Jail where the person shall be detained in an area separated by sight and sound from the adult population.

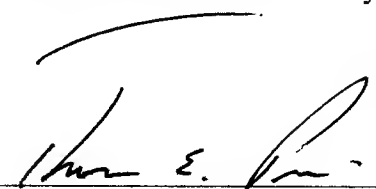
When any such person is placed on a Downtown Jail List, the Oklahoma County Sheriff's Office shall transport him/her to and from the Oklahoma County Juvenile Detention Center to the Oklahoma County Courthouse for such a court proceeding.

Nothing in this Administrative Order shall relieve the Oklahoma County Juvenile Detention Center and/or the Oklahoma County Sheriff's Office from the duties imposed by law upon them to provide for the safety and security of the persons that they detain.

Nothing in this Administrative Order shall prevent the Presiding Administrative Judge or the Chief Judge of the Oklahoma County Juvenile Division from placing any offender under the age of 18 in the Oklahoma County Jail or the Oklahoma County Juvenile Detention Center when they deem such placement appropriate.

IT IS SO ORDERED.

Dated this 6<sup>th</sup> day of June, 2019.

  
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Thomas E. Prince  
Presiding Administrative Judge